

Application No.: 10/785,379
Filing Date.: February 24, 2004

REMARKS

Applicant thanks the Examiner for the Office Action mailed September 9, 2007. Claims 21-23 were pending. No amendment to the claims is made by way of this response.

Double Patenting

Claims 21-23 were rejected under several non-statutory obviousness-type double patenting rejections. While Applicant may not agree with the foregoing rejections, in order to progress the prosecution of the present application, Applicant submits herewith an appropriate Terminal Disclaimer. Accordingly, Applicant respectfully requests withdrawal of the non-statutory obviousness-type double patenting rejection.

Comments on Examiner's Reasons for Allowability

Applicant respectfully disagrees with the Examiner's stated reasons for allowability to the extent that they may characterize the language of the claims. Applicant notes that it is the language of the claims, not the Examiner's characterization of the language, that determines the scope of the claims. To the extent that there is any implication that the patentability of the claims rests on the recitation of a single feature, Applicant respectfully disagrees with the Examiner's Statement because it is the combination of features that makes the claims patentable.

No Disavowals

Although this communication or previous communications in this application or other related applications may have included alterations to the applications or claims, or characterizations of claim scope or referenced art, Applicant is not conceding in this application that previously pending claims are not patentable over the cited references. Rather, any alterations or characterizations have been made to facilitate expeditious prosecution of the applications. Applicant reserves the right to pursue at a later date any previously pending or other broader or narrower claims that capture any subject matter supported by the present disclosure, including subject matter found to have been specifically disavowed herein or by any prior prosecution. Accordingly, reviewers of this or any parent, child or related prosecution history shall not reasonably infer that Applicant has made any disclaimers or disavowals of any subject matter supported by the present application.

This application is believed to be in condition for allowance. The Examiner is respectfully requested to contact Applicant's attorney of record below should any issues require

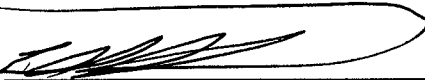
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attention. Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: March 19, 2007

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